

108TH CONGRESS
1ST SESSION

H. R. 903

To provide for the conveyance by the Secretary of Agriculture of the Sandpoint Federal Building and adjacent land in Sandpoint, Idaho, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 25, 2003

Mr. OTTER introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide for the conveyance by the Secretary of Agriculture of the Sandpoint Federal Building and adjacent land in Sandpoint, Idaho, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Sandpoint Land and
5 Facilities Conveyance Act of 2003”.

1 **SEC. 2. CONVEYANCE OF SANDPOINT FEDERAL BUILDING**
2 **AND ADJACENT LAND, SANDPOINT, IDAHO.**

3 (a) TRANSFER OF ADMINISTRATIVE JURISDIC-
4 TION.—Not later than 30 days after the date of the enact-
5 ment of this Act, the Administrator of General Services
6 shall transfer to the Secretary of Agriculture, without re-
7 imbursement, administrative jurisdiction over the
8 Sandpoint Federal Building and approximately 3.17 acres
9 of land in Sandpoint, Idaho, as depicted on the map enti-
10 tled “Sandpoint Federal Building,” dated September 12,
11 2002.

12 (b) ASSUMPTION AND REPAYMENT OF DEBT.—As of
13 the date on which administrative jurisdiction of the prop-
14 erty is transferred under subsection (a), the Secretary
15 shall assume the obligation of the Administrator of Gen-
16 eral Services to repay to the Federal Finance Bank the
17 debt incurred with respect to the transferred property.
18 The Secretary may repay the debt using—

19 (1) the proceeds of the conveyance of the prop-
20 erty under this section;

21 (2) amounts appropriated to the Forest Service
22 for the rental, upkeep, and maintenance of facilities;
23 and

24 (3) any other unobligated appropriated amounts
25 available to the Secretary.

26 (c) CONVEYANCE OF PROPERTY.—

1 (1) CONVEYANCE AUTHORIZED.—The Secretary
2 may convey, by quitclaim deed, all right, title, and
3 interest of the United States in and to the property
4 transferred to the Secretary under subsection (a).
5 The conveyance shall be made by sale or by ex-
6 change.

7 (2) MAP.—Until the date on which the property
8 is conveyed under this section, the map referred to
9 in subsection (a) shall be on file and available for
10 public inspection in the Office of the Chief of the
11 Forest Service and the Office of the Supervisor,
12 Idaho Panhandle National Forest, Coeur d’Alene,
13 Idaho.

14 (3) SOLICITATIONS OF OFFERS.—The Secretary
15 may solicit offers for the conveyance of the property
16 under this section on such terms and conditions as
17 the Secretary may prescribe. The Secretary may re-
18 ject any offer made under this section if the Sec-
19 retary determines that the offer is not adequate or
20 not in the public interest.

21 (d) CONSIDERATION.—

22 (1) IN GENERAL.—If the property is to be con-
23 veyed under subsection (c) by sale, the recipient of
24 the property shall pay to the Secretary an amount
25 equal to the fair market value of the conveyed prop-

erty, as determined under subsection (e). At the election of the Secretary, the consideration may be in the form of cash or other consideration, including the construction of administrative facilities for the National Forest System in Bonner County, Idaho.

(2) CONDITIONS ON EXCHANGE.—If the property is to be conveyed under subsection (c) in exchange for the construction of administrative facilities—

(A) the construction of the administrative facilities shall be subject to any terms or conditions that the Secretary may prescribe by contract, including final building design and costs; and

(B) the conveyance of the property shall be subject to—

(i) the completion of the administrative facilities in a manner satisfactory to the Secretary;

(ii) the condition that the exchange be an equal value exchange, or if the value of the property and the administrative facilities are not equal, as determined under paragraph (3), that the values be equalized in accordance with paragraph (4); and

1 (iii) any requirements of the Secretary
2 that the entity acquiring the property as-
3 sume any outstanding indebtedness on the
4 property to the Federal Finance Bank.

5 (3) VALUATION.—The value of the property to
6 be conveyed under subsection (c), and the value of
7 any administrative facilities in exchange for the
8 property, shall be determined by an appraisal that—

9 (A) is acceptable to the Secretary; and
10 (B) conforms with the Uniform Appraisal
11 Standards for Federal Land Acquisitions.

12 (4) EQUALIZATION OF VALUES.—Notwith-
13 standing section 206(b) of the Federal Land Policy
14 and Management Act of 1976 (43 U.S.C. 1716(b)),
15 the Secretary may accept a cash equalization pay-
16 ment in excess of 25 percent of the value of the
17 property conveyed under subsection (c).

18 (e) DEPOSIT AND USE OF PROCEEDS.—

19 (1) DEPOSIT.—The Secretary shall deposit the
20 proceeds derived from the conveyance of the property
21 under this section in the fund established by Public
22 Law 90–171 (commonly known as the “Sisk Act”;
23 16 U.S.C. 484a).

1 (2) USE.—Amounts deposited under this sub-
2 section shall be available to the Secretary, without
3 further appropriation and until expended, for—

4 (A) the acquisition, construction, or im-
5 provement of administrative facilities and asso-
6 ciated land in the Northern Region of the For-
7 est Service in the State of Idaho; and

8 (B) the acquisition of land and interests in
9 land for addition to the National Forest System
10 in the Northern Region of the Forest Service in
11 the State of Idaho.

12 (3) LIMITATIONS.—Funds deposited under this
13 subsection shall not—

14 (A) be paid or distributed to States or
15 counties under any provision of law; or

16 (B) be considered to be moneys received
17 from units of the National Forest System for
18 purposes of—

19 (i) the sixth paragraph under the
20 heading “Forest Service” in the Act of
21 May 23, 1908 (16 U.S.C. 500);

22 (ii) section 13 of the Act of March 1,
23 1911 (commonly known as the “Weeks
24 Law”; 16 U.S.C. 500); or

1 (iii) the fourteenth paragraph under
2 the heading “Forest Service” in the Act of
3 March 4, 1913 (16 U.S.C. 501).

4 (f) MANAGEMENT OF ACQUIRED LAW.—Subject to
5 valid existing rights, the Secretary shall manage any land
6 acquired under this section in accordance with the Act of
7 March 1, 1911 (commonly known as the “Weeks Act”;
8 16 U.S.C. 480 et seq.) and other laws relating to the Na-
9 tional Forest System.

10 (g) APPLICABLE LAW.—Except as otherwise provided
11 in this section, the conveyance of property under this sec-
12 tion shall be subject to the laws applicable to the convey-
13 ance of National Forest System land. Part 1955 of title
14 7, Code of Federal Regulations, shall not apply to any ac-
15 tion carried out under this section.

